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8 IN THE UNITED STATES DISTRICT COURT
9 FOR THE NORTHERN DISTRICT OF CALIFORNIA

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11 UNITED STATES OF AMERICA,) No. CR-07-671 JSW
12 Plaintiff,)
13 vs.) **STIPULATION AND [PROPOSED]**
14 PATRICE RAVEN,) **ORDER TO CONTINUE SENTENCING**
15 Defendant.) **DATE**
16 _____) Date: March 6, 2008
Time: 2:30 p.m.
Court: The Honorable Jeffrey S. White

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18 Undersigned counsel stipulate as follows:

- 19 1. Sentencing in this matter is currently set for March 6, 2007, at 2:30 p.m.;
- 20 2. As noted in the Addendum to the Presentence Report in ¶¶ 2-4, Ms. Raven has an
outstanding objection to the Presentence Report regarding her Criminal History
Category. The objection is to Paragraph 40 of the Presentence Report, as there is
a discrepancy with the sentence reported by the clerk and the sentence Ms. Raven
remembers serving, as well as the form of punishment that sentence took
(electronic monitoring vs. jail time);
- 21 22 23 24 25 26 3. The documents related to this conviction have been requested by the Probation

Department on numerous occasions. To date, the documents from Costa Contra County are not available to the parties;

4. The aforementioned conviction affects Ms. Raven's ultimate Criminal History category. The length of the sentence will dictate whether or not Ms. Raven is in Criminal History category II or III. It is not clear that the documents will be available by the sentencing date, and as of today, defense counsel is unable to finish a complete sentencing memorandum without the documentation;
 5. Defense counsel has also asked an investigator at her office to obtain the file for this conviction to obtain the necessary sentencing documents, and to ensure that she has all the documents in the file regarding whether or not the sentence was later reduced or modified;
 6. To ensure that the records of this conviction are available to the parties and the Court for sentencing, and that Ms. Raven's counsel has adequate time to address the proper Criminal History category in her Sentencing Memorandum, the parties jointly request a two-week continuance of the sentencing, to March 20, 2008 at 2:30 p.m.;
 7. USPO Joshua Sparks has been contacted by government counsel, and has no objection to a continuance of the sentencing date to March 20, 2008 at 2:30 p.m.

IT IS SO STIPULATED

Dated: February 28, 2008

/S/
ELIZABETH M. FALK
Assistant Federal Public Defender

Dated: February 28, 2008

/S/
ALLISON M. DANNER
Assistant United States Attorney

[PROPOSED] ORDER

26 GOOD CAUSE APPEARING, it is hereby ORDERED that the sentencing date in the

1 aforementioned matter currently set for March 6, 2008, is vacated. The sentence date shall be
2 continued to March 20, 2008 at 2:30 p.m.

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4 **IT IS SO ORDERED.**

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Dated: _____

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THE HONORABLE JEFFREY S. WHITE
UNITED STATES DISTRICT JUDGE

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